

## TO-DAY MAY MEAN LIFE OR DEATH FOR FLOYD ALLEN

(Continued from First Page.)

proven that the prisoner committed the crime. When there is a doubt it is good evidence. But if it is proven unmistakably, what boots character witnesses? Here is a man charged with the most audacious crime in the annals of the ages. It shocked not only Virginia, but the nation, and engaged the attention of the civilized world. Floyd Allen had been branded as a felon by a jury of his peers, after a fair trial before a just judge. He said he would not go to jail. The prisoner at the bar sat with a concealed weapon in his pocket and with a concealed thought of murder in his heart.

Mr. Wyser accepted all the burdens of the prosecution, any one of which would be sufficient to convict—the conspiracy theory, the aiding and abetting in the crime, and the actual firing of shots by Floyd Allen into the body of Foster. If the prisoner brought on the tragedy, what difference would it make he inquired, who it was that fired the fatal shot? "And who denies that he brought it on," he inquired, "save Mr. Willis and Judge Harrison?"

No Reason to Be Afraid. "The court," he argued, "did not tell Dexter Goad to take charge of the prisoner, and Floyd Allen had no reason to be afraid. If Goad was his enemy the clerk would have been better satisfied to see him go on to jail. Suppose Jesse James were to make a declaration as did Floyd Allen. What would our lives and our property and our families be worth?"

At the adjourning hour Mr. Wyser had just completed his interpretation of the instructions covering conspiracy, and was proceeding to take up the evidence.

To-day's first speaker was S. Floyd Landreth, the new Commonwealth's Attorney of Carroll, and the successor of Judge Massie, for whom the late Allen has been on trial for more than two weeks. Mr. Landreth, a very young man, is already a forcible speaker, and was given the closest attention.

He went over the evidence in detail. Judge Massie's death, he argued, could not be accidental, but bore every indication of deliberation. Judge Bolen saw Claude Allen shoot Judge Massie, and then another shot came from the same quarter of the room. The defense had put forth the conjecture that Dexter Goad accidentally fired one of the bullets which struck the judge, but Mr. Landreth said all indications were that the witnesses who saw Sidney Allen fire two more shots into the prostrate body of the dying jurist had told the truth.

Floyd Allen, he said, had put himself in a position above law, above courts and officers.

"There are facts and circumstances enough in this case to establish a conspiracy that could not be shot down with Gatling guns," said Mr. Landreth. He pointed out the position of the Allen in the court room, the fact that all were ready, and the venom indicated by the shots fired at the jurors in the street by the prisoner.

Friends Because They're Dead. "Floyd Allen," he said, "tells you he was a friend of Judge Massie, of Mr. Foster, of Mr. Landreth. Why? Because they are dead. He is an enemy of Dexter Goad because he is living."

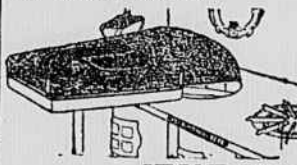
Referring to the message testified to by the prisoner in regard to a proposition made him to support Goad for reelection, and thereby secure his own safety, Mr. Landreth said that the clerk had nothing to do with the drawing of juries. The shots, which reached the dead men came from the direction of the Allen. Further,



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Is pleasing many women. It enables the housewife to broil as well on the New Perfection Stove as over a coal fire.

It uses all the heat.  
It cooks evenly.  
It broils both sides at once.  
It doesn't smoke.



And of course you are familiar with the

**New Perfection Oil Cook-stove**

It is such a convenience all the year round. It will bake, broil, roast and toast just as well as a regular coal range.

Ask to see the New Perfection Stove at your dealer. It has handsome finish in nickel, with cabinet top, drop shelves, towel racks, etc. It has large, enameled, turquoise-blue chimneys. Made with 2 of 3 burners. For Cook-Book with every stove. Cook-Book also given to anyone sending 5 cents to cover mailing cost.

**STANDARD OIL COMPANY**

NEWARK, N. J.

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there was plenty of evidence to show that Floyd Allen drew his gun in the beginning of the trouble.

"Judge Oglesby," concluded Mr. Landreth, "has asked for mercy. What mercy did Floyd Allen show? If we could call back from the unknown the lives of Thornton L. Massie, and of William M. Foster, and of Lewis F. Webb, and of Augustus Fowler, and of Bettie Ayers we might indeed talk of mercy. But if such men are given a prison sentence, and then after a few years permitted to go back and terrorize a county, we might as well abolish our courts and let might rule."

At 11:30 o'clock Judge N. H. Harrison, of Roanoke, arose to begin the concluding argument for the defense.

From the look of some of the Commonwealth's witnesses, he said, they could be brought to Wytheville and swayed in their evidence for the pay they receive. He then spoke with bitterness of the detectives in having frightened and terrorized witnesses, who were afraid to incur the displeasure of the men seeking the fugitives. On the other hand, he pictured old Floyd Allen, wounded and suffering in the Roanoke jail. "There is a striking feeling in my heart," he said, "that there is something behind all this that has never come out."

Glowing Picture of Allen. Judge Harrison then drew a glowing picture of the Allen, (terming them the leading citizens of Carroll County. Their beautiful homes, in the Shenandoah Gap country, he spoke of as the abodes of patriots and not of a damnable conspiracy. The prosecution was at fault for not producing the pistols of the dead men, and he more than intimated that they were not wanted.

The speaker was especially denunciatory in discussing some witnesses who had testified against Floyd Allen, saying that the prisoner had sunk lower than he had thought if he had been associating with men like Wash Edwards and Newt Blevins.

By way of blaming Goad with about the only death the other lawyers for the defense had not mentioned in this connection, Judge Harrison thought that he killed Juror Fowler while firing at the Allen. In fact, Goad did all the harm done, according to Judge Harrison, although he did not advance the idea that the clerk also shot himself after killing everybody else.

Dexter Goad was characterized as the head of a system of official oppression against the Allen, of which Judge Massie did not know. Many prosecutions had grown out of the schoolhouse row, and Samuels, an interloper, had come in and tried to humiliate the Allen and "drag them from their high social position."

He discussed Floyd Allen's solitude for his boys after his conviction, and asked if the prisoner would have devoted them of all they had, including their future, and put them into a felon's cell. The jurors, he argued, with the exception of Judge Fowler, were not killed for the reason they took no part in the shooting.

Judge Harrison's speech was interrupted by recess. Hundreds were turned away from the courtroom when the session was resumed, while every inch of standing room was taken. Fifty women were given seats. Visiting lawyers from southwest counties filled the bar.

Taking up his argument, Judge Harrison commented on the statement of Clerk Dexter Goad, that although shots were first fired from the corner, he himself fired at Floyd Allen. "What venture to say," he exclaimed, "that since Wythe county was established, no clerk of a court has been about his duties in the courtroom with a pistol concealed on his person."

Praise for Queensberry. Deputy clerk Woodson Queensberry received high praise from Judge Harrison for truthfulness and fairness. Queensberry saw no pistol in Floyd

Allen's hands before he fell. It was the deputy clerk at whom the prisoner said he fired his only shots in the courtroom.

"Long ago," said Judge Harrison, "Floyd Allen told me the story as Queensberry told it, and when the deputy clerk left the stand the prisoner said to me: 'I wish I could shake that young man's hand, for he is a brave and truthful boy. So help me God he is the only man I shot at in the room, and he is the only witness who has told the unvarnished truth.'"

"The quiet organization and preparation of a certain people in Carroll" was commented on at length by Judge Harrison. "I wish," he said, "Bill Foster was here to tell what he knows of this affair, why he carried an automatic revolver."

"Every father's heart," he said, "would applaud the sentiment of Claude Goad, when he 'shot at Dexter Goad's head because Goad was shooting at my father.'"

Twenty-two propositions in opposition to the conspiracy theory were advanced by Judge Harrison, the most important of which was that Floyd Allen could have skipped his bond to avoid imprisonment, instead of dragging in his relatives.

After consuming three and one-half hours in all Judge Harrison concluded by asking the jury for an honest verdict and leaving the case in its keeping.

Joseph C. Wyser, leading counsel for the Commonwealth, and a friend and neighbor of the murdered Judge Massie, began the final argument at 4:45.

## HOPED SHE MIGHT DIE, WIFE SAYS OF HUSBAND

Mrs. Hames, American Girl, Who Wedded Englishman, Seeks Divorce.

Pittsburgh, Pa., May 15.—A decree of divorce is recommended by Attorney Roy Rose, master, in favor of Emily Capel Hames, of this city, who married Cecil Henry Hames, of Banbury, Oxfordshire, England.

The couple met at Pinehurst, N. C., in February, 1907, and were married in June of that year. They made their home in England. Mrs. Hames charged that her husband was con-

siderate until he found that her people would not settle an allowance upon him. When she informed him that her parents would give her \$3,000 a year if his people could do the same, he carried every county, and when the count is complete it is expected that he will lead Wilson by nearly three to one. No organized effort was made in behalf of any other Democratic candidate, and the contest between Clark and Wilson was tame beside the campaigns waged by the Republicans.

Clark's Sweeping Victory. Champ Clark's victory over Woodrow Wilson was sufficiently sweeping to justify the pre-election claims of his campaign managers. He also probably carried every county, and when the count is complete it is expected that he will lead Wilson by nearly three to one. No organized effort was made in behalf of any other Democratic candidate, and the contest between Clark and Wilson was tame beside the campaigns waged by the Republicans.

Resentment of Navy Yard Men. A feature of the election was the vote of Vallejo. For the first time in the history of general elections there government employees at the Mare Island Navy Yard were not given time off to vote, and it is declared that resentment resulting from the government order to that effect influenced the vote, which stood: Roosevelt, 572; La Follette, 498; Taft, 267.

The Northern California counties, notably in the San Joaquin Valley, where anti-Japanese sentiment is strong and where the light made against the Japanese attitude of the former President had been reflected in the vote cast against him in many of the precincts.

The twenty-six delegates won by Roosevelt and Clark yesterday are pledged to give their respective candidates their support.

Dixon Comments on the Result. Washington, May 15.—Commenting on the California Republican primaries yesterday, Senator Dixon, campaign manager for Colonel Roosevelt, said to-day:

"The great Roosevelt demonstration in California puts beyond controversy the question of his nomination at Chicago. Certainly, in the face of the California returns, no Republican can longer doubt the temper of the voters of the nation and no question can longer remain as to the man the Republican party will nominate. If it expects victory in November, California gives added proof that wherever the Republican voters have an opportunity in a legal primary to express their preference they have readily done so, and declared overwhelmingly for Roosevelt's nomination. Up to date, nine Republican States through presidential preference primary laws have recorded their deliberate judgment as to who should be the candidate."

Illinois, Pennsylvania, Wisconsin, North Dakota, Nebraska, Maryland, Oregon, Massachusetts and California have elected 274 delegates to the national convention. In this total only thirty delegates have been elected as Roosevelt delegates in Massachusetts. No man doubts that the result would have been the same in every other Republican State had the voters themselves had the opportunity to say who they wanted for their presidential candidate. The Taft machine, which tried to force his nomination, cannot live in face of this demonstration of the wish of the Republican voters themselves. To nominate him under these conditions, would be for the Republican party to commit suicide."

BOY'S IDEA OF THE "RECALL" Sets Revenge With Gun for Fine Imposed on Father. Chicago, May 15.—When Charlie Bell, seven years old, heard his father complaining yesterday in Highland, a suburb, about having been fined \$150 for selling liquor without a license, he decided some of the mills of justice at the City Hall need repairing. So he picked up his shotgun and set out to change conditions.

Advancing to the City Hall Square, he began a bombardment of the building. Here are some of the things he did: Broke several windows. Knocked over the Mayor's inkstand. Perforated Town Marshal L. K. Houston's new felt hat.

After a shot passed through the marshal's hat he called a policeman to his aid, and together they advanced on the enemy and captured him.

WIVES FOR CHEAPER LIVING. League in New York Urges More Retail Markets. New York, May 15.—The News York Housewives' League, which has been investigating the problem of the high cost of living for nearly two years, has agreed upon a program which aims to induce the city to establish twenty-three new retail markets for the benefit of the population throughout the various boroughs. The markets should be run, it is urged, by a co-operative board of producers and consumers who should fix prices subject to the judgment of an arbitration committee.

The chief factor in the great discrepancy between the price received by the farmer for his product and the sum paid for it by the consumer, according to the investigators, is found in the cost of transportation. It is declared that of every \$100 spent on food by the New York City household at least \$40 goes in getting the purchases from the railroad station to his residence.

Delegates Are Elected. Lynchburg, Va., May 15.—The Lynchburg branch of the National Association of Credit Men last night elected the following delegates to the national convention to be held at Boston in June: Messrs. J. H. Harris, John A. Faulkner, Peter Angus, N. B. Handy, Edward F. Sheffy and T. A. Jennings. The officers elected for the coming year are: President, Edward F. Sheffy; Vice-Presidents, John L. Caskie and George A. Dinkus, Jr.; Sergeant-at-Arms, J. H. Faulkner.

JUVENILE COURT IN JAPAN. System Instituted by Judge Lindsey in Denver to Be Adopted. Denver, Colo., May 15.—Japan is to adopt a juvenile court system as instituted and conducted by Judge Lindsey of Denver, according to a statement made by the Japanese Council of Justice. The Japanese are making a tour of the United States and Europe to study court procedure. He was instructed by the Japanese Council to visit the Denver Juvenile Court, and has adopted it, and will recommend it to the Japanese government. He will be for Chicago. The Council left last night for London and then on to Europe.

## EVERY COUNTY WON BY COLONEL

His Plurality in California Primaries Is Estimated at 60,000.

San Francisco, May 15.—Returns to-day from yesterday's State presidential preference primary are useful only to determine the exact pluralities rolled up by Theodore Roosevelt and Champ Clark over their respective opponents for the Republican and Democratic presidential nominations. Roosevelt's plurality is estimated at between 60,000 and 65,000 over Taft and La Follette; Champ Clark leads Woodrow Wilson by probably 23,300.

Throughout the State the vote was comparatively light. This is regarded as surprising in view of the strenuous campaign waged for the Republican preference, and the keen interest that everywhere was manifest by the crowds drawn by campaign orators.

Colonel Gets Every County. Roosevelt probably carried every county. Even San Francisco, where a determined effort was made by the Taft managers to make a good showing for their candidate, favored the colonel by a plurality of 3,437. Roosevelt carried Los Angeles by more than two to one.

Senator La Follette found consolation only in San Diego, which returned him his only plurality in any division of the State. The Industrial Workers of the World troubles there are said to have made a handicap for him in that section, the theory being that the citizens resented an investigation ordered by Governor Johnson, a Roosevelt supporter.

Clark's Sweeping Victory. Champ Clark's victory over Woodrow Wilson was sufficiently sweeping to justify the pre-election claims of his campaign managers. He also probably carried every county, and when the count is complete it is expected that he will lead Wilson by nearly three to one. No organized effort was made in behalf of any other Democratic candidate, and the contest between Clark and Wilson was tame beside the campaigns waged by the Republicans.

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## NOAH'S



Is Rheumatism getting a grip on you?

Rheumatism is the most distressing and discouraging of all troubles. Nine cases out of ten can be cured by using Noah's Liniment.

Where there is no swelling or fever a few applications will relieve you.

Noah's Liniment penetrates—does not evaporate like other remedies. Requires very little rubbing.

YOUNG GIRL STUDENT

COMMITTS SUICIDE

Miss Abbie Laura Lyle, of Randolph-Macon Institute, Drinks Carbolic Acid and is Found Dead in her Room.

[Special to The Times-Dispatch.] Lynchburg, Va., May 15.—The entire staff and students of the Randolph-Macon Institute were horrified this morning when it was made known to them that one of their number, an eighteen-year-old student, Miss Abbie Laura Lyle, a native of Bartow, Florida, had committed suicide in her bedroom by drinking carbolic acid.

Miss Lyle was first missed at 9 o'clock this morning, and the matron, going to her room to see if perhaps she had overslept, saw her dead body lying in the bed.

Superintendent Evans was immediately notified, and Dr. Julian Robinson was summoned. He stated that the girl had been dead about two hours. The coroner was called in and deemed an inquest unnecessary. The remains left on train No. 31 for Bartow, the girl's home, where interment will be made.

Miss Lyle, daughter of A. L. Lyle, came to the college in September last, and was as popular a girl as there was in the institute. She did not suffer from melancholia, and a motive for her suicide is absolutely unknown. She left no communication of any sort.

ates were W. H. Randolph and Dr. J. H. Bugge, of this city. The meeting was called for the purpose of choosing these two delegates and four to Richmond to-morrow, and for effecting a permanent organization. The organization was first effected by Dr. J. H. Bugge, of this city, being elected permanent chairman, and W. H. Higginbotham, permanent secretary.

Four delegates to Richmond were elected, they being W. H. Randolph, J. C. Carter, Dr. J. H. Bugge and W. H. Higginbotham. This action followed the election of the national delegates, and, as in the former case, those to the State convention were instructed for Roosevelt.

The meeting, which was a representative one from the standpoint of delegates in the Sixth District, adjourned at 1 o'clock.

CONTRARY TO POLICY Massachusetts Opposes Absorption of Trolley Lines by Corporation. Boston, May 15.—A bill which would permit the New Haven Railroad Company to take over all the trolley lines in western Massachusetts is denounced by the State Railroad Commissioners in a letter sent to the United States Committee on Ways and Means, before which the legislation is at present pending.

The letter of the commission declares that the bill is contrary to the recognized policy of the Commonwealth.

Woodbridge Property Not Sold. The old Woodbridge homestead, at the corner of Grace and Seventh Streets, was offered for sale at public auction yesterday afternoon, but was taken in, the highest bid being only \$15,000. The property has a frontage on Grace Street of forty-four feet and runs back about 150 feet to an alley. The building which stands on the lot is more than 100 years old, having been erected in 1820. The property doubtless will be put up for sale again within the next week or two.

Kill the Germs That Cause Dandruff and Falling Hair

Then Your Hair Will Grow Thick and Lustrous and Scalp Itch and Dandruff Will Vanish

PARISIAN SAGE will kill the dandruff germs, and that's the only way to stop your hair troubles.

You can't have vigorous or beautiful hair as long as the little dandruff germs steal from the hair root the food that nature intends the hair to have.

Let me say it again: kill the germs by using PARISIAN SAGE and your hair troubles will cease.

Get a 5-cent bottle of PARISIAN SAGE at any drug or department store or any toilet goods counter to-day—use it to-night and the next: see the dandruff disappear, notice the lustrous that begins to show in the hair and wonder of wonder! that itching of the scalp has vanished overnight.

PARISIAN SAGE surely does give satisfaction the country over. It is such a clean, refreshing and invigorating hair tonic for men, women and children that all who use it speak highly of its delightful qualities.

PARISIAN SAGE is not a dye; it does not contain sugar of lead or sulphur or any injurious ingredient. Ask for PARISIAN SAGE. The girl with the Auburn hair is on every bottle.

Mrs. Julia Watson, R. F. D. No. 1, Fredericksburg, Va., writes: "PARISIAN SAGE has done wonders for my hair. Has cleaned out all dandruff and my hair has begun to grow."

The Tragle Drug Co. guarantee it.

## \$1000.00 For Post Toasties Jingles

\$20.00 to each of 50 persons who send in the most acceptable Jingles in May, 1912

An entertainment for boys and girls, and older folks, as well

### A COMPLETE JINGLE

(As an example only.)

The Wiederseim Kids were tucked up in bed,  
Then whispered to mama, 'twas this that they said:  
"To-morrow for breakfast, (this will be our dream)  
We get some Post Toasties with sugar and cream."

Sign here—

Name.....

Street and No.....

City.....

State.....

### FINISH THIS JINGLE

Out of bed hopped the kids, the clock had struck eight,  
Soon the school bell would ring and they shouldn't be late,  
"For you kids to be tardy, Mother said 'twouldn't do,

(Fill in this line, mentioning Toasties, and write plainly.)

Use of above form of answer is suggested, but not required.

Address and mail your Jingles to

Jingle Dept. 641, POSTUM CEREAL CO., LTD., BATTLE CREEK, MICH.

We will buy 50 Post Toasties Jingles, acceptable for use in a Jingle Book, received during May, 1912, at \$20.00 each.

Only the Jingles we pay for will be used.

There will be 50 Jingles purchased, and the names and addresses of the writers will be printed and mailed to each enquirer who sends us a 1c stamped and addressed envelope for return.

The Jingles will be judged honestly upon merit, so if you are a sensitive person and not a good sportsman don't try, for we have no time to "pet up" those whose Jingles are not accepted.

## Post Toasties

—the delicious, ready-to-serve, crisp bits of toasted Indian Corn.

Try a dish with some milk or cream and a sprinkle of sugar.

Fill in the missing line of the incomplete Jingle printed above, making the last line include the name Toasties," with correct rhyme and metre.

Or write an original Post Toasties Jingle of not less than 4 lines, any line of which must contain "Post Toasties" or "Toasties."

As many Jingles may be submitted as desired.

One can make this a pleasant form of entertainment, may make some extra money, and in addition become acquainted with